

REMARKS

The Examiner in the Official Action has finally rejected claims 1-3 and 5-7 as being unpatentable over Brugada in view of Guerra et al. for the reasons set forth therein. The Examiner in response to applicants' previous amendment, has stated that applicants' arguments have been considered but are not persuasive. In this regard, the Examiner has stated that it would have been obvious to one of ordinary skill in the art at the time the invention was made to provide Brugada with the near-field optics systems of Guerra et al. in order to accurately position micro-discreet images. Further, the Examiner states that the claims presented are extremely broad omit essential structural cooperative relationships of elements and essential method steps amounted to a gap between the necessary structural connections. Applicants have amended the independent claims to more precisely define and distinguish the invention over the prior art. Claim 1 has been amended to clearly state that the photosensitive media is capable of producing a continuous tone image. A continuous tone image is different than that of producing dots as illustrated by the Guerra et al. reference. In Guerra et al., there is simply produced a spot which is either there or not there. There is no continuous tone quality with respect to the image formed thereon. This is in contrast to the present invention where the photosensitive media is capable of producing a continuous tone image. Independent claim 1 has also been amended to clearly set forth that the size of the image is less than about .015 mm. Support for this amendment may be found on the top of page 7 of the specification. As previously note, the Guerra et al. reference merely discloses the producing of a dot. There is no teaching or suggestion of providing a micro-discreet image.

With respect to the Brugada reference, as previously mentioned this reference is of little relevance to the present invention. There is no teaching or suggestion, that the images provided there are as small as set forth and claimed by applicants, nor does it teach or suggest that the images be formed by using near-field optics. In order to combine reference, there must be some suggestion or motivation to combine the two. In the Brugada reference there is disclosed the providing of security micro-patterns to prevent falsifications of documents printed on the support. Whereas the Guerra et al. reference is simply directed to providing data on an optical medium for storage and retrieval of data. Thus, the

Guerra et al. is directed to a field totally apart and distinct to each other. There would be no motivation or suggestion of combining one reference with the other. Further, as previously noted, even if they were combined there is no teaching or suggestion of providing continuous tone images of the size to which the present invention is directed. Thus, even if they were combined together, they are still lacking in providing a claimed element of the present invention.

In summary, applicants respectfully submits that the application in present form is in condition for allowance and such action is respectfully requested.

Respectfully submitted,



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